10/591372 IAP9 Rec'd PCT/PTO 01 SEP 2006

S/N Unknown PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Dan Lundgren

Examiner:

Unknown

Serial No.:

Unknown

Group Art Unit:

Unknown

Filed:

Herewith

Docket No.:

05822.0345USWO

Title:

TUBULAR BONE ANCHORING ELEMENT

CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EV 628409281 US

Date of Deposit: 1 September 2006

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail East Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop: POT, Commissioner for Patents, P.O. Box 1450. Alexandria, Virginia 2313-1450.

By:______ Name: David

INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner. Enclosed for the Examiner's information is a copy of the International Search Report. At least some of the references were recently cited in an International Search Report mailed 27 June 2005.

This statement should be considered because it is submitted within three months of the filing date of the above-identified application, which is not an application under 37 C.F.R.

§ 1.53(d). Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

A copy of any foreign patent document or "Other Document" listed on the Form 1449 is enclosed, in accordance with 37 C.F.R. §1.98(a)(2). Because this application was filed after June 30, 2003, copies of the U.S. Patents and U.S. patent publications listed on the enclosed Form 1449 are not provided.

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No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C.

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Minneapolis, Minnesota 55402-0903

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Dennis R. Daley Reg. No. 34,994

DRD/cic

Dated: 1 September 2006

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FORM	1449*

INFORMATION DISCLOSURE STATEMENT

MATION DISCLOSURE STATEMEN

Docket Number: Application Number: 05822.0345USWO Unknown

IN AN APPLICATION

(Use several sheets if necessary) Filing Date: Herewith

Applicant: Dan Lundgren	
Filing Date: Harquith	Group Art Unit: Unknown

	-		U.S. PATENT DOCUMEN							
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE				
/R.L./	US 5,433,607	7/1995	Schmid et al.							
J.	US 4,531,916	7/1985	Scantlebury et al.							
V	US 2005/0164146 A1	7/2005	Cantor							
/R.L./	US 4,359,318	11/1982	Gittleman							
		-	_							
		FO.	REIGN PATENT DOCUM	ENTO						
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION			TRANSI ATION	
	BOCOMENT NO.	DAIL	COONIKI	CLASS	SUBCLASS	YES	NO			
/R.L./	GB 1 203 093	8/1970	Great Britain							
/R.L./	WO 91/14404 A	10/1991	WIPO							
	OTHER	DOCUMENT	'S (Including Author, Title,	Date, Pertinent I	ages, Etc.)					
-										

23552 PATENT TRADEMARK OFFICE

EXAMINER /Ralph Lewis/ DATE CONSIDERED 06/17/2008

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance

and not considered. Include copy of this form for next communication to the Applicant.